

REMARKS

This amendment is in response to the first Office action (Paper No. 4) dated 15 May 2003 and a telephonic Interview with the Examiner on July 11, 2003. Upon entry of this amendment, claims 1-14 and 16-31 will be pending in this application. Applicant has canceled claim 15 without prejudice as to its subject matter by this amendment, and has amended claims 8-11, 16-18 and 20 by this amendment and has newly added claims 21-31 by this amendment.

Drawings

In Paper No. 4, the Examiner objected to the figures because the embodiment described in former claim 7 was not depicted in the figures. By this amendment, Applicant is adding FIGS. 9 and 10 to describe the embodiment where the latch member and the switch are in the main body instead of the LCD panel. Applicant has also added claim 28-31 by this amendment to describe this embodiment as depicted by FIGS. 9 and 10. No new matter has been added to this specification by this amendment as paragraph 0038, as originally filed, provides the support in the specification.

Claim 7

In Paper No. 4, the Examiner rejected claim 7 under 35 U.S.C. 112, first paragraph because the Examiner alleges that the subject matter of claim 7 is not in the specification. Applicant traverses. Applicant submits that claim 7 is supported by paragraph 0038 as originally filed. In addition, Applicant is newly adding FIGS. 9 and 10 by this amendment to provide

further support for claim 7.

Claims 8-10

In Paper No. 4, the Examiner has rejected claims 8-10 under 35 U.S.C. 112, second paragraph. Applicant has amended claims 8-10 by this amendment making this rejection moot.

Claim 1

In Paper No. 4, the Examiner rejected claims 1-6, under 35 U.S.C. 102 (e) as being anticipated by Goto *et al.*, U.S. Patent No. 6,122,152. Applicant traverses this rejection.

In paragraph 7 of Paper No. 4, the Examiner justifies his rejection of claim 1 by stating that Goto '152 teaches "a latch member 28 installed in a latch accommodating part provided at a distal portion of the LCD assembly." In paragraph 7 of Paper No. 4, the Examiner then asserts that Goto '152 teaches, "LCD switching part 56 installed in the latch accommodating part". Applicant disagrees.

Applicant submits that switching part 56 of Goto '152 is in the main body 2 and not the cover 4 of the laptop computer of Goto '152 (see FIGS. 7A and 7B of Goto '152 for example). It is therefore impossible for the switching part 56 of Goto '152 to be in the latch accommodating part as asserted by the Examiner because the latch accommodating part of Goto '152 is in the cover 4 of the LCD assembly and not the main body 2. This is critical as Applicant is claiming

in claim 1 that the latch member, the latch accommodating part and the LCD switching part are either all in the main body or all in the LCD assembly. In contradistinction, Goto '152 teaches that the latch member 28 and the latch accommodating part are in the LCD assembly or cover 4 and the switching part 56 is in the main body 2. Since Goto '152 does not teach that all three of the latch member, the latch accommodating part and the switch are in one of the LCD cover and the main body, Goto '152 cannot teach the limitations of Applicant's claim 1. Therefore, the rejection of claim 1 must be withdrawn.

This distinction between Applicant's claim 1 language and Goto '152 is critical because unless all three of the latch member, the latch accommodating part and the switch are in one of the main body or the LCD cover, it is impossible to actuate the switch and thus the power to the backlight of the LCD when the notebook computer is in an open position. The structure of Goto '152 requires that the notebook computer to be closed in order to actuate switch 56. Applicant's invention can actuate the switch 53 even when the notebook computer is open. This is why the limitation of having all three of the latch member, the latch accommodating part and the switch in the same enclosure is important, critical, advantageous and an inventive concept over Goto '152.

Claim 11

In Paper No. 4, the Examiner rejected claims 11-14 under 35 U.S.C. 102 (e) as being anticipated by Goto '152. Applicant has amended claim 11 by this amendment making this

rejection moot.

At the telephonic interview on July 11, 2003, the following was discussed:

1. The status of claim 15. In Paper No. 4, the PTO-326 indicated that claim 15 was rejected. However, in the attached detailed action, claim 15 is never mentioned. Thus, at the interview, the status of claim 15 was discussed. The Examiner indicated that claim 15 was not rejected by any prior art but considered claim 15 rejected under 35 U.S.C. 112, second paragraph because the phrases "partially pushing" and "fully pushing". Applicant has canceled claim 15 by this amendment making this rejection moot.

2. The status of claim 20. Applicant noted that claim 20 depends from allowed claim 19. However, the PTO-326 of Paper No. 4 indicated that claim 20 is rejected. In addition, in the detailed action attached to Paper No. 4, claim 20 is indicated as being rejected under 35 U.S.C. 102 (e) by Goto '152. At the interview on July 11, 2003, the Examiner indicated that a mistake was made in Paper No. 4 and that claim 20 should be deemed allowed, not rejected as indicated by Paper No. 4.

3. During the interview on July 11, 2003, the Examiner indicated that the notion of the switch in the LCD housing was novel. The Examiner indicated to Applicant that the Examiner conducted a thorough search of the prior art before drafting Paper No. 4 and that the Examiner deemed that the notion of claiming the switch in the LCD panel was

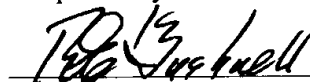
novel. The Examiner also indicated that if this feature was included in the claims, that a Notice of Allowance would result.

Applicant is therefore submitting this amendment in reliance on the issues discussed at the Interview on July 11, 2003 with the Examiner. Applicant has amended independent claim 11 to claim the feature of the switch and the latch member in the LCD monitor portion of the notebook computer, where the switch controls power to a backlight of the LCD display. Applicant has also newly added independent apparatus claim 23 to claim that the latch member and the switch are in the LCD assembly. Applicant is also claiming that the notion of controlling power to a backlight of an LCD display in a notebook computer can be controlled by a user sliding a knob when the notebook computer is already open to be novel, the knob being attached to the latch member and a hook. Applicant has newly added independent claim 28 and depending claims 29-31 to claim the second embodiment where the knob, the hook, the sliding latch member and the switch are disposed in the main body as opposed to the LCD panel. Applicant submits that Goto '152 does not teach claim 28 as the latch member with hook and knob are not together with the switch in Goto '152. In Goto '152, the latch member and hook are in the LCD panel and the switch is in the main body. Further, Goto '152 fails to teach sliding the knob or the latch member to actuate a switch to switch power on or off to the backlight of the display, especially when the notebook computer is open. Entry of and favorable examination of claims 11 and 21-31 is respectfully requested.

A fee of \$ 348.00 is incurred by the addition of two (2) independent claims in excess of 3 and the presence of ten (10) claims in excess of 20. Applicant's check drawn to the order of Commissioner accompanies this Response. Should the check become lost, be deficient in payment, or should other fees be incurred, the Commissioner is authorized to charge Deposit Account No. 02-4943 of Applicant's undersigned attorney in the amount of such fees.

In view of the above, all claims are deemed to be allowable and this application is believed to be in condition to be passed to issue. Reconsideration of the rejections and objections is requested. Should any questions remain unresolved, the Examiner is requested to telephone Applicant's attorney.

Respectfully submitted,



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Date: 8/8/03
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